

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1427

IN THE MATTER OF:

Application of BANNISTER)	Served May 19, 1975
CAR RENTAL & CHAUFFEUR)	
SERVICE, INC., for)	Application No. 864
Temporary Authority)	

By Application No. 864, filed May 5, 1975, Bannister Car Rental & Chauffeur Service, Inc. (Bannister) seeks temporary authority pursuant to Title II, Article XII, Section 4(d)(3) of the Compact, to transport passengers from specified points located within the Metropolitan District to the Wolf Trap Farm Park for the Performing Arts (Wolf Trap), Filene Center, a facility of the United States Government, at or near Vienna, Va., and return.^{1/} The proposed operations would be performed in limousines, mini-wagons, and/or mini buses having capacities not exceeding 17 passengers. The service would be provided through an advance registration system to accommodate all reservations received, so long as reservations are received 24 hours prior to a performance date, for all regular performances at Wolf Trap, during the season ending September 7, 1975.

As part of the temporary authority application, Bannister filed a copy of an agreement between Wolf Trap and Bannister, dated April 18, 1975. The agreement sets forth the fares and charges and pertinent rules and regulations governing the proposed transportation service.

^{1/} By Order No. 1334, served June 19, 1974, Bannister was granted temporary authority to provide a similar service. That authority expired on September 7, 1974.

Bannister would operate four separate trips to and from Wolf Trap. Each of these trips would have specified pick-up and delivery points. The pick-up and delivery points proposed to be served by Bannister would be the following:

- I. Boarding & Alighting Points on Route 1
 - A. Mayflower Hotel, 1127 Connecticut Avenue, N. W., Washington, D. C.;
 - B. Connecticut Avenue and Calvert Street, Washington, D. C.;
 - C. Connecticut Avenue and Porter Street, Washington, D. C.; and
 - D. Bethesda - Chevy Chase
Chevy Chase Circle, Chevy Chase, MD.
- II. Boarding & Alighting Points on Route 2
 - A. Ward Circle, Washington, D. C.;
 - B. Cathedral Street and New Mexico Avenue, Washington, D. C.;
 - C. Cathedral Street and Massachusetts Avenue, Washington, D. C.; and
 - D. Wisconsin Avenue and Q Street, Washington, D. C.; and
 - E. Key Bridge/Rosslyn Circle, Arlington, VA.
- III. Boarding & Alighting Points on Route 3
 - A. Old Town Alexandria, Alexandria, VA.;
 - B. L'Enfant Plaza, Washington, D. C.;
 - C. 12th Street and Pennsylvania Avenue, Washington, D. C.; and
 - D. Golden Table Restaurant, Virginia Avenue and 23rd Street, N. W., Washington, D. C.
- IV. Boarding & Alighting Point on Route 4
 - A. Landmark Shopping Center
Alexandria, VA.

Bannister would pick up people in time to deliver all passengers to the Wolf Trap ticket office fifteen minutes before the performance. The vehicles operated by Bannister would either remain at Wolf Trap or would return to Wolf Trap fifteen minutes before the end of the performance to return all passengers to their point of initial pick-up.

Bannister proposes a fare structure for the transportation service. The individual passenger would pay Bannister for the service. The proposed fare structure contemplates the following fares: (a) if the service were provided in a 17 passenger mini-wagon, then the fare would be \$4.00 per person, round trip; (b) if the service were provided in a 14 passenger or less mini-wagon or limousine, then the fare would be \$4.50 per person, round trip; and (c) if the service were provided in a mini-bus, then the fare would be \$3.50 per person, round trip.

DISCUSSION AND CONCLUSIONS

A portion of the temporary authority sought by Bannister would embrace transportation between the Landmark Shopping Center and Wolf Trap. Each of these points is located within the Commonwealth of Virginia. See Compact, Title II, Article XII, Section 1(b). Accordingly, this portion of Application No. 864 shall be dismissed.

Under Title II, Article XII, Section 4(d)(3) of the Compact, the Commission must base any decision to grant an applicant temporary authority to provide a specific service upon the finding that there is an immediate and urgent need to a point or points within a territory having no carrier service capable of meeting such need. So finding, the Commission may, in its discretion and without hearings or other proceedings, grant temporary authority.

Bannister alleges in its application that there is an immediate and urgent need for the service because the proposed services are required for the opening of the Wolf Trap performances on Saturday, June 14, 1975. In addition, Bannister's application contains a statement that there is no existing carrier service available.

Bannister filed as support for its application a statement by Wolf Trap. The supporting statement indicates that the circumstances which create the immediate and urgent need for the proposed service are the opening of the 1975 performing season on June 14, 1975, and the desire of Wolf Trap to have the service available to the public for all the performances.

The Commission believes that the public interest will be served by granting Bannister temporary authority to perform the proposed service. The Commission believes that the record supports a finding that there is an immediate and urgent need for the proposed service and that there is no carrier service capable of meeting this specific need. Accordingly, the Commission shall authorize Bannister to temporarily perform the proposed service. The temporary authority shall be effective through September 7, 1975, as requested by Bannister. See Compact, Title II, Article XII, Section 4(d)(3).

THEREFORE, IT IS ORDERED:

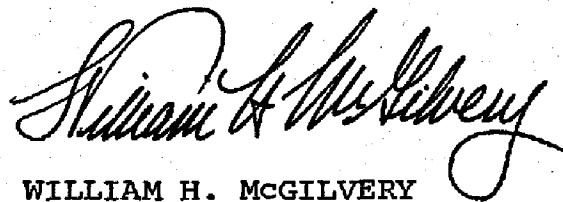
1. That Application No. 864 of Bannister Car Rental & Chauffeur Service, Inc., for temporary authority to transport passengers from Landmark Shopping Center, Alexandria, Va., to the Wolf Trap Farm Park for the Performing Arts, Filene Center, a facility of the United States Government, at or near Vienna, Va., and return be, and it is hereby, dismissed.

2. That Bannister Car Rental & Chauffeur Service, Inc., be, and it is hereby, granted temporary authority to transport passengers from specified points, except Landmark Shopping Center, Alexandria, Va., located within the Metropolitan District, as hereinbefore described, to the Wolf Trap Farm Park for the Performing Arts, Filene Center, a facility of the United States Government, at or near Vienna, Va., and return.

3. That Bannister Car Rental & Chauffeur Service, Inc., be, and it is hereby, required to file forthwith an appropriate tariff pursuant to the temporary operating authority granted herein, to be effective Saturday, June 14, 1975.

4. That unless otherwise provided by order of the Commission, the temporary authority granted herein shall become effective Saturday, June 14, 1975, and shall remain in effect through Sunday, September 7, 1975.

BY DIRECTION OF THE COMMISSION

A handwritten signature in cursive script, reading "William H. McGilvery". The signature is written in dark ink and is positioned above the printed name and title.

WILLIAM H. MCGILVERY
Acting Executive Director